App. F. IX-4

1926.

File No. 26-26

Previous References (LB)

Serial Nos. 1, 2, 4-5-6, 7, 9, 10, 11, 12, 14, 29, 32 & 101.

Later References

71-29 ab 2, 6-8.

VP 59-32-H.

VP 68-44-1

General and Revenue Secretariat.

Serial Nos.

Part B for Secrs

SUBJECT

Suggestions on the Draft Rules published under the Village Panchayet Regulation

101 To, The Compiler, Mysore Gazette
No. L 3606/a 3.12.26

Notifies the Rules in the matter referred to above.

26.1.27

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

A draft letter requesting the Deputy Commissioners to favour Govt. with their remarks and suggestions on the draft rules published under the Village Panchayet Regulation under Notification No. L.524/L.B.26-26-1 dated 22nd July 1926 is ~~submitt~~ submitted for approval.

DS
16/8/26

Jme
28
16/8

Replies are due from all the D. Commissioners of Districts except Kolar, Chitaldrug from whom final replies have been recd.

Draft Reminder is Subd

HS
30.8.26. DS
30/8/26

Jme
28
30/8

Reply recd from D.B. Bangalore

Final replies have been received from the Deputy Commrs of the following Districts

Kolar, Chitaldrug, Bangalore, Hassan, Mysore, Dumsur & Kadur.

Reply is due from the D.C. Shimoga.

Draft Reminder to the D.C. is Subd

HS
7.9.26 DS

Jme
28
7/9

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

replies have been received
from ~~all~~ the Deputy Commissioners
of all districts.

HE
8.9.26.

N.B.—Should routine notes be written on small slips, P.T.O.
the notes must be copied, or slips pasted on
this form

1139 (3)

1145

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

33 IV 23/9

A tabular statement of the opinions & suggestions of the Dists & the public in respect of the draft rules regarding elections etc. & parcelling out to be submitted for consideration & orders

18 Members)
Asst
Sec
24/9

8
20/9

8
24/9

8/24/9

Rules 41 and 43 appear to require further revision in the light of the rules proposed regarding taxation. It appears necessary to require that notice of meetings and the agenda may be published in the office of the Panchayat, and that questions relating to levy of taxes and assessment may not be taken up

1.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

4

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

for consideration, with out
circulation of the
agenda. Necessary changes
will be proposed after the
objections in regard to
the other rules are received

For the present rules 1 to 20
may perhaps be issued
as they are urgent

A draft notification is
sent for approval.

DS
29/9/26

Rules 16 to 20 relating to
Elections may be issued
along with the Notification introducing
the Regn in the Ats after they are
returned back from ~~DK~~.

Rules 21 to 27 may be issued along
with the others as they have to be
considered along with the others.

N.B.—Should routine notes be written on small slips the notes must be copied, or slips pasted o this form.

3610
29.9

Approved
Lee 30/9

All notes should be sent to the Secretary to the Govt. of India in the Home Department for submission to Government. I believe I am right in saying that this is the proper procedure. In that case, when we have a draft letter ready for the Secretary to the Govt. of India, we should send it

5

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Sanction of His Highness has been received for introducing the Village - panchayet Regulation from the 1st of February 1928. The time required for the several preliminaries before the panchayets can come into working order is noted below:-

	Months.	Days.
(1) Printing the order and the election rules and despatch of copies of the same so that -- Kannada copies may be available in each Tk.	Nil.	15
(2) Preferring objections in respect of - grouping of villages under Secn.4 of the Regulation. ...	1	Nil.
(3) Elections in villages	2	Nil.
(4) Submission of proposal for nomination and approval thereto	-	15
Total.	4	-

The elections will have to begin latest by 15th November and it is -- expedient to begin the operations -- earlier, if possible. In the case of Panchayets to be constituted for a - single village, action may be taken - from the last week of October itself so that ~~the cases of~~ elections for - Panchayets to be constituted for group of villages may receive attention -- after the period required for preferring objections is over.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

6

1051L

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Taking all the requirements into consideration it appears expedient to -- issue the election rules without any delay. The other rules may be issued in the beginning or middle of Decr. 1926

DS 2-(10)26

Please write to Publication Dn. the election rules may be issued without any delay

18 Members

Not replied. Which was S.N. Subba?

66 3/10

3785 2/10

The S.N. was submitted the 21st September 192

3882 6/10

DS 5(10)26

Please see 15/10

Issue recd. Text attached

8/10

8/10

6/10

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

S

4016
10/10

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

4b

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Rules 41 and 43 have been
further considered and
they require no modification
Any further safeguards
that are necessary will be
made in the taxation
rules. The rules regarding
miscellaneous matters
have also been approved by
the 1st Member for issue
along with the remaining
rules relating to election
of chairman etc. A slight
change in the Standing Order of the
rules appears expedient
The rules for hearing of meetings
and conduct of business viz
rules 37 to 47 may immediately
follow the rules regarding election
of chairman and come after rule 29.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

A draft notification with the rearrangement and re-numbering is sent for approval

DS
27/11/26

Please see
28/11

30/11

30/11

WD 01229—GPB—37,500—1.9-2(
App. F. III—2]

General and Revenue Secretariat | Lb File No. 26 of 1926

Serial No.

101

No L 3606 dated 8.12.26

20

Re Compiler Mysore Gaze

Notifies the Rules for the election of Chairman, Conduct of business, Powers of Chairman, Secy etc of Village Panchayats

Proofs & Printed copies received

Rules

Nine papers may perhaps be ~~filed~~ with the formal approval of the Special Secretary

Draft 18/12/26

Yes

20/12

Draft Secy (Lb) is approved

REVENUE SECRETARIAT 10. JAN. 1927

NOTE—Contn. Sheet

C0

Notification. No. d 524
Z1326-26-1
dated 22/7/26

In exercise of the powers conferred on Government by sections 5 and 65 (2) (b) and (1) of the Mysore Village Panchayet Regulation, it is proposed to issue the following rules.

2 Notice is hereby given that the draft rules will be taken into consideration on or after the 29th August 1926. Any objection or suggestion which may be received from any person with respect to the draft rules before the aforesaid date will be taken into consideration :-

DRAFT RULES.

under sections 4 and 15(2)(b) 11

~~1. Strength of Panchayets.~~

1. If a Panchayet is formed for a group of villages, the Deputy Commissioner shall fix the ~~strength~~ number of members to be elected for each village in the group and the electoral ward ~~of the Panchayet under section 5~~ so that every village ~~in the group~~ shall be adequately represented ~~either~~ by ~~nomination or~~ election.

~~2.(a) Election of Panchayetdars.~~

2. When a Panchayet is to be constituted or reconstituted or when a casual vacancy occurs among the elected Panchayetdars, ~~under section 17~~, the Amildar shall fix a date for the election of Panchayetdars or a Panchayetdar in the village or villages as the case may be. At least 14 days before the said date a notice shall be --- published calling on the residents of the village or villages who are entitled to vote under sec. 7 to assemble at a particular time and place.

~~(b) Vacancy how to be reported.~~

3. Whenever a vacancy occurs among Panchayetdars, the Chairman of the Panchayet shall report the fact within ~~the~~ 15 days of the occurrence to the Amildar.

4. Every notice under rule 2 shall be published

(a) by affixing a copy thereof in the office of the village panchayet, in the village chavadi, if any, or in a conspicuous place in the village and

(b) by beat of drum in the village.

The notice shall also be re-published by beat of drum in the village on the date of election at least two hours before the time fixed for the election.

5. The Amildar or any person deputed by the Deputy Commissioner who shall, for the purpose of these rules be termed the Presiding

12

Officer, ~~and~~ shall preside at the meeting of the voters in the village and conduct the election.

6. The Presiding Officer, shall admit to the place specified in the notice, only such persons as are entitled to vote under Section 7. He shall then and there hear and decide any objection to the admission or exclusion of a person as a voter and his decision shall be final.

7. Any person who is qualified to be a candidate under section 9 may intimate his desire to stand for election to the Presiding Officer who shall note -- down the name of every such candidate. He shall on his own motion or on objection taken by any of the voters present, reject the name of any person who is disqualified under sec 8 to be a candidate and his decision shall be final for the Conduct of the Election.

8. The Presiding Officer, shall then read out the names of the candidates approved for election.

~~of the village or part of village is divided into Electoral Wards, the name or names of the candidate or Candidates for each Ward~~

9. If the number of the approved candidates is not more than the number of panchayetdars required to be elected, the Presiding Officer shall ~~dxx~~ declare all the candidates to be elected.

10. If the number of such candidates is in ~~excess~~ ~~xxxx~~ of the number of panchayetdars to be elected, ~~then~~ the Presiding Officer shall proceed to conduct the election.

11. Every voter shall be entitled to vote for as many candidates as there are members to be elected ~~by the village~~ provided that not more than one vote is given for any one candidate.

12. All voters wishing to vote must be prese

13

at the place and time notified under Rule 2 ~~(3)~~ and no votes by proxy or in writing shall be -- received.

13. If the assembled voters of the village unanimously desire to be allowed to consult together and to elect the ~~number of~~ members in -- their own manner out of the approved candidates read out under rule 8, the Presiding Officer shall allow them to do so and to report to him the names of the persons they have elected, and if no -- objection is taken ~~to the manner in which the election has been conducted~~, the Presiding -- Officer shall declare such persons to have been duly elected.

~~14. If the result of the election held under the preceding rule is called in question or If the assembled voters do not unanimously accept~~ 14. If no such adopted for any reason the procedure laid down in Rule 13 the Presiding Officer shall proceed to take a poll, recording the number of votes given for each candidate with his own hand.

15. The candidate or candidates for whom most of the votes have been given shall then and there be declared to have been duly elected by the Presiding Officer.

16. If there is an equal number of votes in favour of each of two or more candidates and the addition of one vote will entitle any of the candidates to be elected, the determination of the candidate or candidates to be elect shall be made forthwith by the Presiding Offic by lot in such manner as he may deem fit.

17. If any candidate duly elected at an election intimates in writing to the Presiding Officer, his unwillingness to be a Panchayetdar, ~~the candidate, if any, amongst~~ the person, if any, amongst the unsuccessful candidates in whose favour the highest number of votes has been given and who is willing to take up office shall be ~~declared to have been~~ deemed to be the member elected.

18. The names of the candidate or candidates declared to have been duly elected shall be immediately published in the village chavadi and at the office of the Panchayet, by the Presiding Officer who shall also report the result of the election to the Amildar.

19. All disputes relating to elections to a Panchayet except those in which the Presiding Officer's order is final under rules ~~15 and 16~~, shall be decided by the Assistant Commissioner in charge of the Taluk on an application filed within 15 days of the date on which the Presiding Officer declares the result of the election; but no election shall be invalidated on account of informality not corruptly caused or on account of any irregularity which does not materially affect the result of the election. An appeal shall lie from an order of the Assistant Commissioner to the Deputy Commissioner. The decision of the Deputy Commissioner shall be final.

20. All notifications or orders issued by the Government or other authority under this Regulation may be published in the Mysore Gazette, or in such other manner as the Government or such authority may deem fit.

By Order

Secy to Govt. L&LA

To the compiler, Mysore Gazette, for publication and supply of 100 copies to the Secretariat.

Under Sections 10 and 65 (2) (a) and (b).

~~Reporting~~ chairman

21. When the Chairman dies, the Secretary and in the absence of the Secretary, the Patel of the village in which the Panchayat office is located shall -- report the fact to the Amildar forthwith. If the Patel himself was the Chairman, the Shanbhogue shall report the fact to the Amildar forthwith.

~~Election of Chairman~~.

22. When the Chairman of a panchayet is permitted to be elected for the first time, the Patel or when the place of an elected chairman becomes vacant, the person who is required to send the report to the Amildar under the last preceding rule, shall fix a date for the election of chairman and give notice thereof to each panchayetdar at least 3 days before the said date.

23. The panchayetdars present shall elect one from among themselves to preside at the meeting. Every panchayetdar desirous of standing for the place of chairman shall notify his intention to the presiding Panchayetdar.

24. If there is only one such candidate, ~~the~~ he shall be deemed ~~to have been~~ to have been elected.

25. If there are two or more such candidates, the ~~member~~ presiding panchayetdar shall ascertain, by -- show of hands or otherwise, the number of votes secured by each such candidate.

26. No panchayetdar shall vote for ~~himself or for~~ more than one candidate.

27. The presiding panchayetdar shall declare the candidate for whom the largest number of votes have been given to have been duly elected. If two or more candidates secure an equal and highest number of vote

-----the presiding panchayetdar shall cast lots for ascertaining which of them shall be declared to have been duly elected, in such manner as is approved by the majority of Panchayetdars.

28. The Presiding Panchayetdar shall publish the the name of the successful candidate, if any, in the form of a notice in the office of the Panchayet. If no candidate stands for election, or if the members fail to elect a candidate, the Deputy Commissioner -- shall appoint the chairman.

29. The Presiding Panchayetdar shall, along with a copy of the minutes of the proceedings of the -- meeting signed by all the members present, communicate the result of the election to the Amildar.

Under Section 65, 2 (d).

Chairman's powers.

~~10. The Chairman shall carry into effect every~~

30. The Chairman may grant leave not exceeding the limits which may be fixed by the panchayet to all officers and servants of the panchayet.

31 ~~11~~. Every license or permission granted and every bill, notice or other document to be served or sent on behalf of ~~the~~ or under the authority of the panchayet shall be signed by the Chairman, or the Secretary, if any, or a panchayetdar duly authorised by the -- Chairman in this behalf.

32 ~~12~~. The Chairman may summon any person to ~~attend~~ appear before him and to give evidence ~~and~~ or to produce documents as the case may be, in respect of any question relating to taxation or to the grant of any license or permission under the Regulation. ~~Whoever~~ Whoever -

Whoever disobeys such summons without sufficient cause shall be liable to be punished under Section 63.

Under Section 11.

Secretary.

33 ~~13~~. The following qualifications are necessary for the appointment of Secretary:-

(1) Literacy.

(2) Capacity to maintain accounts and registers of the Panchayet and to draw up proceedings of the meetings of the Panchayet.

34 ~~14~~. If there are two or more qualified candidates for the office of the Secretary, the choice shall be made by the Panchayet in such manner as the Panchayet determines.

35 ~~15~~. The Secretary shall act under the general control of the Chairman and be responsible for the preparation and maintenance of all registers, accounts and records of the Panchayet.

36 ~~16~~. The Secretary shall be entitled for his services to a remuneration not exceeding 5 per cent of the actual income of the Panchayet from ~~taxation~~ cesses levied under Sections 36 and 37 during ~~every~~ the official year.

Under Sections 18 (1) and 65 (2) (f).

~~17~~. Rules for the conduct of meetings.

37 ~~17~~. Meetings of panchayet shall be held at the office of the panchayet or at any other place within the Village or Villages for which the Panchayet is established as the Chairman may, from time to time, determine

38 ~~18~~. All the meetings of a panchayet shall be open to the public, provided that the Chairman or the Presiding Panchayetdar may, in any case, direct that the public generally or any particular person shall withdraw.

39. Meetings shall be either ~~general~~ ordinary or special.

40 ~~20~~. The date of the ~~1st~~ first meeting of the Panchayet shall be fixed by the Chairman and the date of each subsequent ordinary meeting shall be fixed at the previous meeting of the Panchayet.

41 ~~21~~. ~~3~~ three days' notice and in cases of urgency, notic of shorter duration, specifying the date and time of a meeting and the business to be transacted thereat shall be given to every Panchayetdar.

42 ~~22~~. If within half an hour after the time appointed for a meeting, a quorum is not present, the meeting shall be adjourned unless ~~the~~ majority of the panchayetdars present agrees to wait longer.

43 ~~23~~. ~~Notwithstanding anything contained in the foregoing rules~~, A panchayet may at any meeting transact any business other than that mentioned in the notice under rule ~~24~~ 41, if the majority of the members present agree to do so.

44 ~~24~~. No resolution of a panchayet shall be modified or cancelled within three months after the passing thereof, except by a resolution of the panchayet passed at a meeting by the votes of not less than one-half of the sanctioned strength of panchayetdars.

45 ~~25~~. The business at meetings shall ordinarily be conducted in Kannada and the minutes of the proceedings at each meeting of a panchayet shall be entered in a book to be kept for that purpose and shall be signed by the chairman or presiding Panchayetdar, and such book, shall, at all reasonable times and without charge be open to the inspection of every voter in the village of of any person who pays any tax or ~~cess~~ cess to the panchayet.

9

46 26. Within three days of the date of a meeting a copy of the minutes of the proceedings at such meeting shall be forwarded to the Amildar.

47 27. The Chairman of a panchayet shall have the custody of the proceedings and records of the panchayet and may grant copies of any such proceedings and records on payment of such fees as are prescribed for granting copies of Revenue records in the office of the Amildar. Copies shall be certified by the chairman as provided in section 76 of the Indian Evidence Act, 1872.

By order.

Secy to Govt. R & A Dept

To the compiler, Mysore Gazette, for publication and supply of 100 copies.

L 11/68—75 cm(1) 20
B3 26-26-2
2—16/8/26

To

The Deputy Commissioners of Districts

Sir,

In forwarding herewith a copy of Govt. Notification No.L.524/L.B.26-26-1 dated 22nd July 1926 publishing draft rules for

(1) regulating elections to Panchayets and election of Chairman

(2) defining the powers and duties of Chairman and Secretary and

(3) regulating the conduct of business at meetings of Panchayets,

I am directed to request you to be so good as to favour Government with your remarks or suggestions on the draft rules on or before the 29th August 1926.

I have etc.,

DS 28/16/8
For L & L Secy. to Govt.
16/8/26

~~Draft~~.

GENERAL & RURAL SECRETARIAT
19 AUG. 1926
LOCAL SELF GOVT. BRANCH

To

The Secretary
Legislative Council in Mysore
Bangalore

From

The Chairman
Village panchayat-
Nagar

No 16

Dated 16th August-1926

Sir

19418

GENERAL & REVENUE SECTT.
90L
26 [illegible] 1926
[illegible] SELF GOVT. BRA[illegible]

GEN. & REV. SECTT.
L
BR.....
25. AUG. 1926
[illegible] SECTION.

26.

The Secretary,
Local and Legislative Departments,
Government of Mysore.
Bangalore.

LB 26-26 —

Respected Sir,

With reference to Government order No. L 524 - L.B 26-26-1 dated 22nd July 26 publishing draft rules regarding Village-panchayats and inviting objections and reasons, I beg to submit the following objections and reasons.

1. under rule 4 (b) as the Villagers mostly will be absent on account of their Agriculture and other duties and yet the introduction of the Regulation itself being quite new, they are not yet in a fit Condition to realize their respon-sibility. under the above circumstances instead of republishing notice of Elections to treat it as drawn before two hours since

time fixed for the election, it should be done one day before prior to a day fixed for the election and also before two hours.

2. under Rule 6, It may be clearly stated that the presiding officer will have to decide objections after keeping a record for the same. It is not advisable to invest powers to the presiding officers to decide objections orally as it is proposed it is not clear to this effect.

3. under Rule 7, the person who intends to stand for Election; instead of intima-ting, it is better to clearly state by an application. By this there could not be any troubles

4 Under rule 8, Time has been fixed for an appeal to the Assistant Commissioner, ~~from an order of~~ but no time limit has been fixed for an appeal to the to the Deputy Commissioner from an order of the Assistant Commissioner. Fifteen days time may be allowed for this also to avoid unnecessary delay

5. under Rule 22, 3 hrs days notice to panchayat clerk for election of the chairman is quite insufficient; there should be sufficient time and scope for the panchayat clerk to secure votes, as such, instead of giving 3 days' notice it is better to alter it into 7 days.

6. Under Rule 29, no time limit has been fixed for the submission of meeting proceedings copy, but in rule 46, it will have to be submitted within 3 days. Regarding submission of proceedings copy of an Election meeting should not be given such a long time, as such, the time limit for this may be fixed within 24 hours; Regarding other meetings 3 days time will be also sufficient.

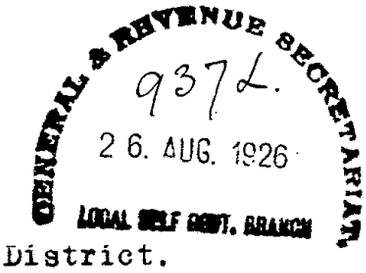
1. Regarding chairman's powers, the chairman being executive officer of the panchayat and the Head of the Establishment which will have to

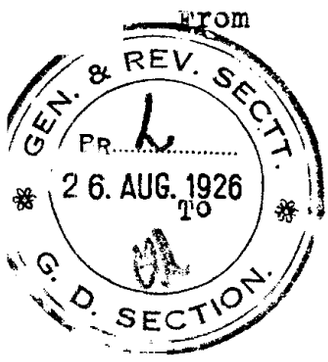
10581

OFFICE OF THE DEPUTY COMMISSIONER,
KOLAR DISTRICT.

D. O. No. A5-C 1587
26-27.

Dated Kolar, the 23rd Aug. 192 6.





From

S.Hiriannaiya,Esq.,M.A.,B.L.,
Deputy Commissioner, Kolar District.

To

B.Nagappa,Esq.,Bar-at-Law., 6326-26—6
Secretary to the Government of Mysore,
Local and Legislative Departments,Bangalore

Sir,

With reference to your letter No.L.1168-75 of the 10th inst. forwarding a copy of Government Notification No.L.524/L.B.25-25-1 dated 22nd July 1926 publishing draft rules for regulating elections to Panchayets and election of Chairman etc., and calling for my remarks or suggestions thereon, I have the honour to state that the draft rules are generally suitable but I wish to make the following three suggestions :-

Rule 7. A time limit should be fixed for intimating intention to stand as a candidate for election to the Panchayet.

Rule 19. The appeal to the Deputy Commissioner is unnecessary. The decision of the Assistant Commissioner should be final.

General. Generally I should like the widest executive powers being given to the Chairman of the Panchayet. The Panchayet as a body should retain as little executive power as possible. This suggestion is intended to minimise occasions for factious disputes within the Panchayet.

I have the honour to be,

Sir,

Your most obedient servant,

Deputy Commissioner,
Kolar District.

MVS.

In all future correspondence please quote
No. C 99 [illegible]

29

Deputy Commissioner &
OFFICE OF THE PRESIDENT, DISTRICT BOARD,
Chitaldrug, dated 25th August 1926.

ENCLOSURES

FROM

S. VENKATARANGAM, ESQ., B.A., B.L.,

Dy. Commr. & PRESIDENT, DISTRICT BOA

CHITALDRUG DISTRICT.

GENERAL & REVENUE SECRETARIAT
9516
27 AUG. 1926
LOCAL SELF GOVT. BRANCH

To B. Nagappa, Esq., Bar-at-law,
SECRETARY TO THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
LOCAL AND LEGISLATIVE DEPARTMENTS,
BANGALORE.

LB 26-26-7

Sir,

With reference to your letter No. 1168-75 dated 16th August 1926 calling for my suggestions or remarks on the draft rules for regulating elections to Panchayats &c., I have the honor to state that the rules may be adopted for the present.

I have the honor to be,
Sir,
Your most obedient servant,

S Venkatarangam

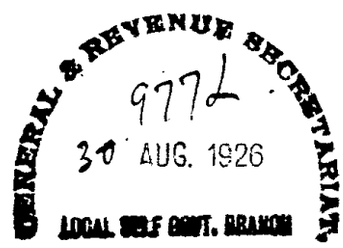
Deputy Commissioner and
President, District Board,
Chitaldrug District.

SS 25/8/26

30

No.C-2-549/26-27.

Office of the Deputy Commissioner,
Bangalore District,
Dated Bangalore the 27th August 1926.



From

B. Venkoba Rao, Esq., B.A.,
Deputy Commissioner,
Bangalore District.

To

B. Nagappa, Esq., Bar-at-Law.,
Secretary to the Government of Mysore,
Local and Legislative Departments,
Bangalore.

26-26-9

Sir,

With reference to your letter No.L-1168-75 dated the 16th August 1926, calling for remarks or suggestions on the rules regulating election to Panchayets and other matters, I have the honor to state that the rules seem to be generally all right and the following modifications are suggested for the kind consideration of Government.

Rule 21.

13. The words " then the Secretary or in his absence" may be inserted between the words "Chairman" and "the Shanbhogue" in line 4. The sentence after alteration reads thus:- "If the Patel himself is the Chairman, then the Secretary or in his absence, the Shanbhogue etc"

Rule 23.

14. The following sentence may be added after the second sentence. " If the person elected by the Panchayetdars to preside at a meeting stands as a candidate, he will vacate his seat and the Panchayetdars will elect another member to preside.

After Rule 29.

A new rule may be inserted after rule 29:-

15. If the election of a Chairman is called into question the matter should be reported through the Amildar by the presiding Panchayetdar to the Deputy Commissioner, whose decision shall be final.

I have the honor to be,
Sir,
Your most obedient servant,

B. Venkoba Rao

Deputy Commissioner.

No.L.Dis.330-26/L.S.C. Office of the Deputy Commissioner,
Hassan District,
Dated Hassan, the 28th August 26.

From

R. Nanasamy Rao, Esq.,
Deputy Commissioner,
Hassan District.

GEN. & REV. SECTT. BR. 3 1. AUG. 1926 G. D. SECTION.

GENERAL & REVENUE SECRETARIAT 1021 L 1 SEP 1926 LOCAL SELF GOVT. BRANCH

To

B. Nagappa, Esq., Bar-at-Law.,
Secretary to Government,
Local and Legislative Depatments,
B A N G A L O R E.

Sir,

L 26-26-60

With reference to your letter No.L.1163-75 dated the 16th August 26, forwarding for my remarks or suggestions if any, a copy of Government notification No.L.524/L.S.26-26-2 dated 22-7-26 issuing draft rules for election of village Panchayet members and Chairmen etc,, I have the honour to state as follows:--

2. (Para 5 of the draft rules for the election of members requires) that elections should be held by the Amildar or any person deputed by the Deputy Commissioner for the purpose. So, the holding of elections will have to be reported to the Deputy Commissioner. A clear provision to this effect appears to be necessary and may be made in the rules.

3. As the draft rules stand, there is no provision for the preparation of the list of voters and candidates; and the rule prescribing for scrutiny of the qualifications of the voters and candidates at the time of election appears to be not practicable, since there will be hardly any time to hear objections that may crop up in this behalf particularly when the Amildar, who will have to ~~ordinarily~~ be deputed to hold the elections, has to hold elections at more than one place. (Hence,) the preparation of the lists of voters and candidates and presentation of applications for candidature before the date of election appears to be necessary. The list of voters and candidates may be prepared and published locally once in three years and the applications for candidature presented to the Chairman of the Panchayet or the Amildar of the Taluk, duly endorsed by two persons entitled to vote; the dates for presentation of applications for candidature and for publication of the list of approved candidates by the Amildar being fixed at 7 and 3 days respectively before the date of election.

18 4. The results of elections of Panchayet members, Chairmen, and the Secretary may be required to be reported to the Deputy Commissioner for approval and publication in the Mysore Gazette.

19 5. Some time limit to elect a Chairman of a Panchayet is necessary. It may be fixed at 2 months from the date of order granting the privilage of election or the date of constitution or reconstitution of the village Panchayet and one month in the case of filling up vacancies.

20 6. Among the powers of the Chairman defined in paras 30, 31 and 32 of the draft rules, the duty of presiding at the meeting of the Panchayet is not included. It also appears necessary to invest him with the powers of a general nature such as supervision of sanitation, vaccination, Public Works etc., subject to the rules of the Punchayet.

I have the honour to be,

S i r,

Your most obedient servant,

Deputy Commissioner,

Hassan District.

K.S.R.

IMMEDIATE.

No.L. 751/26.

Office of the Deputy Commissioner,
Mysore District.
Dated, Mysore, 31st August 1926.

GEN. & REV. SECTT.
BR. L
2 SEP. 1926
G. D. SECTION.

GENERAL & REVENUE SECTT.
1051 L
2 SEP 1926
LOCAL SELF GOVT. BRANCH

From

A.V. Ramanathan, Esq., B.A.,

Deputy Commissioner, Mysore District.

To

B. Nagappa, Esq., Bar-at-Law.,

Secretary to the Government of Mysore,

Local & Legislative Departments,

Bangalore.

B326-26-11

Subject:- (Opinion - draft rules under the Village Panchayet Regulation - for regulating elections etc.)

Sir,

With reference to your letter No.L.1168-75 dated the 16th August 1926, I have the honor to state that the rules as now framed do not deal with the following matters and to suggest that due provision may kindly be made for them:-

(1) No qualification is prescribed for the appointment of Chairman as is done in the case of a Secretary. Rules 21 to 29 deal only with the procedure to be adopted in the conduct of elections of Chairman. Chairman of a Panchayet must know how to read and write Kannada with facility for the efficient administration of the Panchayet affairs. Under the Regulation all Panchayets need not have Secretaries to maintain accounts, registers etc., and the Chairman, where there is no Secretary, must be able to maintain them himself. Further for the exercise of powers under Rules 30 to 32, he must know what he signs. Literacy may therefore be made a qualification for the appointment of a Chairman to a Panchayet.

(2) Section 5(1) of the Regulation fixes the minimum and maximum strength of a Panchayet subject to the rules that may be framed by Government in this behalf. No rules are proposed under this sub section or under sub Sec. 5 (2),

Sub Sec.5(2); for example, the proportion of elected and nominated members has to be fixed by the rules. If the discretion is left to Deputy Commissioners, the same may be clearly stated.

I have the honor to be,

Sir,

Your most obedient servant,

Deputy Commissioner,

Mysore District.

D. C. 4] 1746

No. L Dis SI-295-26

ENC.

OFFICE OF THE DEPUTY COMMISSIONER,
TUMKUR DISTRICT.

25

Dated Tumkur, 1st September 1926.

GENERAL & REVENUE SECRETARIAT
10.52 L
- 3. SEP 1926
LOCAL SELF GOVT. Branch

FROM

K. V. ANANTARAMAN, ESQ., B.A.,
Deputy Commissioner,
Tumkur District.

GEN. & REV. SECTT. BR. L 2 SEP. 1926 G. D. SECTION.

To

B. Nagappa, Esquire., Bar-at-law.,
Secretary to the Government of His Highness
the Maharaja of Mysore,
Local & Legislative *Departments,*
Bangalore.

SIR,

With reference to your letter No.1168-75 of the 16th instant, calling for my remarks on the draft rules in re: --- regulating elections to Panchayets, I have the honour to state that the rules being suitable, I have no remarks to offer.

I have the honor to be,

S i r,

Your most obedient servant,

Deputy Commissioner,
Tumkur District.

LVII.

D.C. 1]

No. L.Dis. 1796/26-27.

OFFICE OF THE DEPUTY COMMISSIONER,
KADUR DISTRICT.

ENC.

Dated Chikmagalur, 4th September 1926.

FROM

D. Srinivasiengar, Esq, B.A.,
Deputy Commissioner,
Kadur District.

To

B. Nagappa, Esq, Bar-at-Law.,
Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangawre.

SIR,

Draft Rules under the Mysore Village Panchayat Regulation.

With reference to your letter No. L. 1165-75 dated 16th August 1926 forwarding for my remarks or suggestions a copy of the Draft Rules under the Mysore Village Panchayat Regulation, I have the hono to state as follows :-

Rule 3 :- The period of 15 days fixed for reporting the occurrence of a vacancy among Panchayetdars in rule 3, appears to be a long -- interval. It may be reduced to 7 days.

Rule 37- As per rule 37, the holding of meetings is entirely left to the discretion of the Chairman. But it seems to be necessary to lay down that at least one ordinary meeting of the Panchayet should invariably be held once a month, in addition to any extra meetings to be convened at the discretion of the Chairman during the month.

I have the honour to be,

Sir,

Your most obedient servant,

D. Srinivasa Iyengar

Deputy Commissioner,
Kadur District.

M.L.A.

No. H.3-365/26-27.

OFFICE OF THE DEPUTY COMMISSIONER,
SHIMOGA DISTRICT
8 SEP 1926

Shimoga Dated the 1st September 1926

GEN. & REV. SECTT. PR 2 8 SEP. 1926 G. D. SECTION.

From

A. K. Syed Tajpeeran Esqr. B.A.,
Deputy Commissioner,
Shimoga District.

To

B. Nagappa, Esquire, Bar-at-Law.,
Secretary to Government, Local and Legislative
Departments, Bangalore.

Sir,

With reference to your letter No: L. 1168-75 dated 16th August 1926, regarding the draft rules for regulating elections to panchayats and other connected matters, I beg to offer the following suggestions:-

(1) Rule 1 should be amended so as to include a single village as well as a group of villages.

(2) Rule 6 :- It is necessary to have a written list of persons eligible to vote. Provision might be made for the preparation of the same. It might not be exclusive and the Presiding Officer should powers to include fresh names or exclude names foun in the list after due enquiry.

(3) Rule 7:- The desire to stand as a candidate might be intimated in writing at any time before or at the time of election.

(4) Rule 15 :- To be free from all ambiguity the words " by the presiding officer " might come after the word " declared "

(5) Rule 23:- The desire to stand as chairman might be intimated in writing either before or at the time of election.

(6) It is not clear whether the candidates standing for election as chairman might or might not vote in the election. It is also not clear if the chairman can vote. All these might be permitted to vote.

(7) Rule 32:- The word "and" in the second line has to be deleted.

(8) Rule 33:- It might be made clear that the ~~Scrutiny~~ Secretary should be a member of the village Panchayat

(9) Rule 36:- In the second line the words " not exceeding" might be omitted.

34 (10) Rule 42:- The quorum has to be fixed and the conduct of the adjourned meeting has to be ~~xxxxxx~~ defined.

I have the honour to be,

Sir,

Yuur most obedient servant,

For Deputy Commissioner,
Shimoga District.

V.R.

NOTIFICATION. No A 2626/1/a/3

L-B-26-26-54 dated 19-10-26

In supersession of the rules in force on the subject and in exercise of the powers vested in them by and under the provisions of Sections 5 & 65 (2) (b) & (1) of the Mysore Village Panchayet Regulation and all other powers in this behalf, the following rules for regulating the election of members to Village Panchayets and for publication of notifications or orders, are made by the Government:-

8 1939 1-26-5

ELECTIONS

1. If a Panchayet is formed for a group of villages, the Deputy Commissioner shall fix the number of members to be elected for each village in the group so that every village in the group shall be adequately represented by election.

2. When a Panchayet is to be constituted or reconstituted or when a casual vacancy occurs among the elected Panchayetdars, the Amildar shall fix a date for the election of Panchayetdars or a Panchayetdar in the village or villages as the case may be. At least fourteen days before the said date a notice shall be published calling on the residents of the village or villages who are entitled to vote under section 7 to assemble at a particular time and place

3. Whenever a vacancy occurs among Panchayetdars, the Chairman of the Panchayet shall report the fact within the 15 days of the occurrence to the Amildar.

4. Every notice under rule 2 shall be published—

(a) by affixing a copy thereof in the office of the village Panchayet, in the village chavadi, if any, or in a conspicuous place in the village and

(b) by beat of drum in the village.

The notice shall also be republished by beat of drum in the village on the date of election at least two hours before the time fixed for the election.

5. The Amildar or any person deputed by the Deputy Commissioner who shall, for the purpose of these rules be termed the Presiding Officer, shall preside at the meeting of the voters in the village and conduct the election.

6. The Presiding Officer shall admit to the place specified in the notice only such persons as are entitled to vote under Section 7. He shall then and there hear and decide any objection to the admission or exclusion of a person as a voter and his decision shall be final. A record should be kept of his decisions, with brief reasons therefor.

7. Any person who is qualified to be a candidate under Section 9 may intimate his desire to stand for election to the Presiding Officer who shall note down the name of every such candidate. He shall on his own motion or on objection taken by any of the voters present, reject the name of any person who is disqualified under Section 8 to be a candidate and his decision shall be final for the conduct of the election.

8. The Presiding Officer shall then read out the names of the candidates approved for election.

9. If the number of the approved candidates is not more than the number of Panchayetdars required to be elected, the Presiding Officer shall declare all the candidates to be elected.

10. If the number of such candidates is in excess of the number of Panchayetdars to be elected, the Presiding Officer shall proceed to conduct the election.

11. Every voter shall be entitled to vote for as many candidates as there are members to be elected provided that not more than one vote is given for any one candidate.

12. All voters wishing to vote must be present at the place and time notified under Rule 2 and no votes by proxy or in writing shall be received.

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13. If the assembled voters of the village unanimously desire to be allowed to consult together and to elect the members in their own manner out of the approved candidates read out under Rule 8, the Presiding Officer shall allow them to do so and to report to him the names of the persons they have elected and if no objection is taken, the Presiding Officer shall declare such persons to have been duly elected.

14. If the procedure laid down in Rule 13 is not adopted for any reason, the Presiding Officer shall proceed to take a poll, recording the number of votes given for each candidate with his own hand.

15. The candidate or candidates for whom most of the votes have been given ~~shall then and there~~ be declared to have been duly elected by the Presiding Officer.

16. If there is an equal number of votes in favour of each of two or more candidates and the addition of one vote will entitle any of the candidates to be elected, the determination of the candidate or candidates to be elected shall be made forthwith by the Presiding Officer by lot in such manner as he may deem fit.

17. If any candidate duly elected at an election intimates in writing to the Presiding Officer, his unwillingness to be a Panchayetdar, the preson, if any, amongst the unsuccessful candidates, in whose favour the highest number of votes has been given and who is willing to take up office shall be deemed to be the member elected.

18. The names of the candidate or candidates declared to have been duly elected shall be immediately published in the village chavadi and at the office of the Panchayet, by the Presiding Officer who shall also report the result of the election to the Amildar.

19. All disputes relating to elections to a Panchayet except those in which the Presiding Officer's order is final under Rule 6 shall be decided by the Assistant Commissioner in charge of the Taluk on an application filed within 15 days of the date on which the Presiding Officer declares the result of the election; but no election shall be invalidated on account of informality not corruptly caused or on account of any irregularity which does not materially affect the result of the election. An appeal ~~xxxxxx~~ from ~~xx~~ order of the Assistant Commissioner to the Deputy Commissioner. The decision of the Deputy Commissioner shall be final.

the date of the

may be fixed within 15 days

PUBLICATION

20. All notifications or orders issued by Government or other authority under the Regulation may be published in the *Mysore Gazette*, or in such other manner as the Government or such authority may deem fit.

By Order,

28/4/9

Secretary to Government,

29/9/1926 Local and Legislative Departments.

To

The Compiler, Mysore Gazette for publication and supply of 100 copies in English and 200 copies in Kannada to the Secretariat and to each of the Deputy Commissioners.

L.W. L2627-34

copy to Deputy Commissioners etc.

8/9/10/26. copy to translation section.

I

Village Panchayet election rules etc

(1

Sl. No.	Rule No.	Opinion or suggestion.	Secretariat Note.	Member's Orders.
1	18	Nagar Village Panchayet. Presiding officer at elections should be the Amildar or an officer not below the rank of an Amildar.	Unnecessary. Under rule 5, any person deputed by the Deputy Commissioner will be the Presiding Officer. It will be impossible to procure the required number of officers of the status of Amildar.	
2	4 (b)	Vice-President, Molakalmuru. Taluk Board Notice of election may be republished by beat of drum one day prior to the date of election and also 2 hours before election.	Unnecessary.	
3	6.	Presiding officer may decide objections after keeping a record of the same. It is not advisable to invest the Presiding Officers with power to decide objections orally.	The Presiding Officer's decision is final and much time would be wasted in recording the reasons and decisions in such cases.	~~Reference to~~ Some addition is made to the rule by the Member.
4	7	Candidates should stand for election by submitting an applications and not merely by intimating.	unnecessary.	
5	19	Appeal to Deputy Commissioner should be filed within 15 days.	The rule may be amended thus: ~~At the end of the last but one sentence the following may be added:-~~ ~~"if it is received within 15 days of the order of the~~ Deputy Commissioner.	An appeal may be filed within 15 days from the date of the order ~~of the Deputy Commissioner~~ will be done.
6	22	Time for notice of date of election of Panchayet to be increased for 5 days to 7 days.	May be done.	

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S. No.	Rule No.	Opinion or suggestion.	Secretariat Note.	Member's orders.
7	29	Proceedings of meeting held for election of ~~President~~ Chairman to be sent to Amildar within 24 hours.	Rule 44 provides that proceedings of all ~~meetings~~ Meeting should be sent to the Amildar within 3 days of the meeting. This will be quite sufficient. No special provision as proposed is necessary.	The word "forthwith" may be added before the word "Communicate."
8	30	Chairman may be given power to fine and suspend servants whose pay does not exceed Rs.10 except the Secretary subject to the approval of the Amildar. The Amildar will have to be invested with the powers of punishing Secretaries of Panchayets regarding the neglect of duty etc. on the report of Chairman.	The panchayat will punish their servants. Unnecessary. Amildar's approval or intimation is also unnecessary.	Rule is amended as directed by the Member.
10	7	Deputy commissioner, Kolar A time limit should be fixed for intimating intention to stand as a candidate for election to the Panchayet.	The simple procedure prescribed does not admit of any time being fixed. Unnecessary.	
11	19	The appeal to the Deputy Commissioner is unnecessary. The decision of the Assistant Commissioner should be final.	For orders - Appeal was specially provided for. ~~The under the orders of the Member and necessary the provisi~~	
12.		Widest executive powers should be given to the Chairman of the Panchayet. The Panchayet as a body should retain as little executive power as possible. This suggestion is intended to minimise occasions for factious disputes within the Panchayet.	Under Section 18 (5), the entire executive power of the Panchayet is vested in the Chairman. No further action is necessary in the matter.	

47

D.C. Chikmagalur
No remarks

D.C. Bangalore

Sl. No.	Rule No.	Opinion or suggestion.	Secretariat Note.	Member's Orders.
13	21	The words "then the Secretary or in his absence" may be inserted between the words "Chairman" and "the Shanbhogue" in line 4. The sentence after alteration - reads thus:- "If the Patel himself is the Chairman, then the Secretary or in his - absence, the Shanbhogue etc"	The rule is amended to make it clearer ~~The addition proposed is unnecessary.~~	
14	23	The following sentence may be added after the second sentence. "If the person elected by the Panchayetdars to preside at a meeting stands as a candidate, he -- will vacate his seat and the Panchayetdars will elect another member to preside.	The rule has been suitably amended vide rules. ~~The addition proposed may be .... is indicated in~~	
15		A new rule may be inserted after rule 29:- If the election of a Chairman is -- called into question the matter should be reported through the Amildar by the presiding Panchayetdar to the Deputy Commissioner, whose decision shall be final.	Unnecessary.	
16	5	D.C. Karwar The rule requires that elections -- should be held by the Amildar or any person deputed by the Deputy Commissioner for the purpose. So, the holding of elections will have to be reported to the Deputy - Commissioner. A clear provision to this effect appears to be necessary and may be made in the rules.	The Amildar will usually conduct the election and the Deputy Commissioner will on - the requisition of the Amildar appoint some other ~~person~~ -- suitable person. Amendement of the rule is unnecessary.	
17		The preparation of the lists of voters and candidates and presentation of applications for candidature before the date of election appears to be necessary. The list of voters and candidates may be prepared - and published locally once in three years and the applications for candidature presented to the Chairman of the Panchayet or the Amildar of the Taluk, duly endorsed by two persons entitled to vote; the dates for	As all adult residents are generally entitled to - vote no list of voters is - necessary. As all male ~~voters~~ voters are generally entitled to stand for election a list of candidates is not also -- necessary. Intimation to stand at the time of election to the Presiding officer is quite -	The idea is to provide for a very simple procedure.

Sl. No.	Rule No.	Opinion or suggestion.	Secretariat Note.	Member's Orders.
		presentation of applications for candidature and for publication of the list of approved candidates by the Amildar being fixed at 7 and 3 days respectively before the date of election.	sufficient. No amendment as proposed by the Deputy Commissioner is necessary or -- expedient.	
18		The results of elections of Panchayet members, Chairman and the Secretary may be required to be reported to the Deputy Commissioner for approval and publication in the Mysore Gazette.	Unnecessary. The Deputy Commissioner need not approve elections.	
19		Some time limit to elect a Chairman of a Panchayet is necessary. It may - be fixed at 2 months from the date of order granting the privilage of election or the date of constitution or -- reconstitution of the village Panchayet and one month in the case of filling - up vacancies.	It is unnecessary to fix a time limit as proposed. Elections should not be unduly delayed.	
20		Among the powers of the Chairman defined in paras 30, 31 and 32 of the draft rules, the duty of presiding at the meeting of the Panchayet is not -- included. It also appears necessary to invest him with the powers of a -- general nature such as supervision of sanitation, vaccination, Public works, etc., subject to the rules of the -- Panchayets.	In Section 18 (4) it is already provided that the Chairman shall preside at every meeting and in sec. 18 (5) it is -- provided that the entire executive power of the Panchayet is vested in the Chairman and that the Chairman shall be directly responsible for the due fulfilment of the duties imposed on the Panchayet. No additional provision in the rules as proposed by the Deputy Commissioner is necessary.	

Dr. Nagpore

Sl. No.	Rule No.	Opinion or suggestion.	Secretariat Note.	Member's orders
21		The Chairman, where there is no Secretary, must be able to maintain accounts, registers, etc., himself. - For the exercise of powers under Rules 30 to 32, he must know what he signs. ~~Literacy~~ may therefore be made a qualification for the appointment of a -- Chairman to a Panchayet.	The proposal may be accepted. In the 2nd sentence of rule 25, - after the word "shall" the following may be added":- "be literate and shall"	If this suggestion is adopted, there is the risk of losing the services of influential men in the Ward
22		(2) Section 5 (1) of the Regulation fixes the minimum and maximum strength of a Panchayet subject to the rules that may be framed by Government in - this behalf. No rules are proposed under this sub section or under sub Section 5 (2); for example, the proportion of elected and nominated members has to be fixed by the rules. If the discretion is left to Deputy Commissioners, the same may be clearly stated.	No further rules are necessary under Sub sec. (1) of Sec. 5. In the absence of any rules, the Deputy Commr. will be at complete liberty to fix the strength as provided in the section. Section 5 (2) does not give power to Government to frame rules. In the Govt. order proposed to be issued in connection with the bringing of the Village Panchayet - Regulation into force in the Dts. it is directed that the Deputy Commissioners may fix the strength and the number of elected and nominated members in the case of each Panchayet. No further action in - the matter is necessary.	Rule 1. gives an indication how the Dc. in fixing the strength.
		No Remarks		So rules cannot be framed for this purpose.
25	3	The period of 15 days fixed for reporting the occurrence of a vacancy - among Panchayetdars in rule 3, appears to be a long interval. It may be reduced to 7 days.	~~To be adopted.~~ Depends on the leave fixed making allowance for the casual absence of the Chairman.	
24	37	It seems to be necessary to lay down that at least one ordinary meeting of the Panchayet should invariably be held once a month, in addition to any extra meetings to be convened at the - discretion of the Chairman during the month.	Unnecessary as this is provided for in Sub Section (1) of Section 10 of the Regulation.	

Sl. No.	Rule No.	Opinion or suggestion.	Secretariat Note.	Member's orders:
25	1	Rule 1 should be amended so as to include a single village as well as a group of villages.	Unnecessary as no rule is necessary in the case of Panchayets for single villages.	
26	6	It is necessary to have a written list of persons eligible to vote. Provision might be made for the preparation of the same. It might not be exclusive and the Presiding Officer should have powers to include fresh names or exclude names found in the list after due enquiry.	Unnecessary. Vide note against S1.17.	
27	7	The desire to stand as a candidate might be intimated in writing at any time before or at the time of election.	Unnecessary. Vide note against S1.17.	
28	15	To be free from all ambiguity the words "by the presiding officer" might come after the word "declared".	May be accepted.	
29	23	The desire to stand as chairman might be intimated in writing either before or at the time of election.	Unnecessary.	
30		It is not clear whether the candidates standing for election as chairman might or might not vote in the election. It is also not clear if the Chairman can vote. All these might be permitted to vote.	In the absence of any prohibition all Panchayetdars have power to vote. No amendment of the rule is necessary.	
31	32	The word "and" in the second line has to be deleted.	The word "and" need not be deleted as proposed. Appearance of the party need not be for giving evidence.	

Q.C. shimages

The rule has been made subject to make it conformity with the rules in the Court Manual Code.

Sl. No.	Rule No.	Opinion or suggestion.	Secretariat Note.	Member's Or
52	33	It might be made clear that the Secretary should be a member of the Village Panchayet.	Secn.11 provides for this.	
53	56	In the second line the words "not exceeding" might be omitted.	The words need not be omitted. The Panchayet may fix the amount to be paid not exceeding 3% of the ... from taxes.	
54	42	The quorum has to be fixed and the conduct of the adjourned meeting has to be defined.	Quorum is provided in Secn. 18 (2) of the Regulation.	

SS
22/9/26

L 26-26-101 48

Notification. No. 3606
dt 3/12/26.

In supersession of the rules in force on the subject and in exercise of the powers vested in them by and under Secn. 65 of the Mysore Village Panchayet Regn., 1926, and all other powers in this behalf, the following rules are made by the Govt:-

Election of Chairman.

1. When the Chairman dies, the Secy. and in the absence of the Secy, the Patel of the Village in which the Panchayet office is located, and if the Patel himself was the Chairman, the Shanbhogue, shall report the fact to the Amildar forthwith.

2. When the Chairman of a Panchayet is permitted to be elected for the 1st time, the Patel, or when the place of an elected Chairman, becomes vacant, the person who is required, to send the report to the Amildar under the last preceding rule, shall fix a date for the election of Chairman and give notice to the ~~each~~ Panchayetdars ~~atleast~~ to each at least seven days before the said date.

3. The Panchayetdars present shall elect one from among those who do not wish to stand for election as Chairman to preside at the meeting. If all the Panchayetdars wish to stand for election, the meeting shall be dissolved and the fact intimated to the Amildar by a report signed by all the Panchayetdars present at the meeting. The Amildar or any officer deputed by him shall, in such a case, as soon as possible preside at a meeting convened after notice of atleast

seven days and conduct the election. Every Panchayetdar desirous of standing for the place of Chairman shall notify his intention to the presiding Panchayetdar or to the Amildar or other officer as the case may be.

4. If there is only one such candidate, he shall be deemed to have been elected.

5 ~~25~~. If there are two or more such candidates, the presiding panchayetdar or officer shall ascertain, by show of hands or otherwise, the number of votes secured by each such candidate.

6 ~~26~~. No panchayetdar shall vote for more than one candidate.

7 ~~27~~. The presiding panchayetdar or officer shall declare the candidate for whom the largest number of votes have been given to have been duly elected. If two or more candidates secure an equal and highest number of votes, the presiding panchayetdar shall cast lots for ascertaining which of them shall be declared to have been duly elected, in such manner as is approved by the majority of Panchayetdars.

8. ~~28~~. The presiding Panchayetdar or officer shall publish the name of the successful candidate, in the office of the Panchayet. If no candidate stands for election, or if the members fail to elect a candidate, the Deputy Commissioner shall appoint the Chairman.

9. ~~29~~. The presiding Panchayetdar or officer shall, along with a copy of the minutes of the proceedings of the meeting signed by all the members present, communicate the result of the election to the Amildar forthwith.

Conduct of business at meetings

10 ~~37~~. Meetings of Panchayet shall be held at the office of the Panchayet or at any other place within the Village or Villages for which the Panchayet is established as the Chairman may, from time to time, determine.

11 ~~38~~. All the meetings of a Panchayet shall be open to the public, provided that the Chairman or the presiding Panchayetdar may, in any case, direct that the public generally or any particular person shall withdraw.

12 ~~39~~. Meetings shall be either ordinary or special.

13 ~~40~~. The date of the first meeting of the Panchayet shall be fixed by the Chairman and the date of each subsequent ordinary meeting shall be fixed at the previous meeting of the Panchayet.

14 ~~41~~. Three days' notice and in cases of urgency, notice of shorter duration, specifying the date and time of a meeting and the business to be transacted thereat shall be given to every Panchayetdar

15 ~~42~~. If within half an hour after the time appointed for a meeting, a quorum is not present, the meeting shall be adjourned unless the majority of the Panchayetdars present agree to wait longer.

P.T.O

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16 ~~43~~. A Panchayet may at any meeting transact any business other than that mentioned in the notice given under rule ~~5~~ 14, if the majority of the members present agree to do so.

17 ~~44~~. No resolution of a Panchayet shall be modified or cancelled within three months after the passing thereof, except by a resolution of the Panchayet passed at a meeting by the votes of not less than one-half of the sanctioned strength of panchayetdars.

18 ~~45~~. The business at meetings shall ordinarily be conducted in Kannada and the minutes of the proceedings at each meeting of a Panchayet shall be entered in a book to be kept for that purpose and shall be signed by the Chairman or presiding Panchayetdar, and such book, shall, at all reasonable times and without charge be open to the inspection of every voter in the village or of any person who pays any tax or cess to the Panchayet.

19 ~~46~~. Within three days of the date of a meeting a copy of the minutes of the proceedings at such meeting shall be forwarded to the Amildar.

20 ~~47~~. The Chairman of a Panchayet shall have the custody of the proceedings and records of the Panchayet and may grant copies of any such proceedings and records on payment of such fees as are prescribed for granting copies of Revenue records in the office of the Amildar. Copies shall be certified by the Chairman as provided in Section 76 of the Indian Evidence Act, 1872.

Chairman's powers.

21 (1) Subject to the conditions, if any imposed by the Panchayet, the Chairman may fine, suspend, ~~dismiss~~ remove, or grant leave to all officers and servants of the Panchayet.

(2) All orders passed by the Chairman are appealable to the Panchayet.

22. Every license or permission granted and every bill, notice or other document to be served or sent on behalf of or under the authority of the Panchayet shall be signed by the Chairman or the Secretary, if any, or a panchayetdar duly authorised by the Chairman in this behalf.

23. (1) The Chairman may summon any person either to give evidence or to produce or cause the production of documents, as the case may be, in respect of any question relating to taxation or to the grant of any license or permission under the Regulation and such person shall obey such summons, unless prevented from doing so for sufficient reasons.

(2) Every summons for the attendance of a person to give evidence or to produce a document shall specify the time and place at which he is required to attend, and also whether his attendance is required for the purpose of giving evidence or to produce a document, or for both purposes; and any particular document, which the person summoned is called on to produce, shall be described in the summons with reasonable accuracy.

Secretary.

24 ~~23~~. The following qualifications are necessary for the appointment of Secretary:-

(1) Literacy.
(2) Capacity to maintain accounts and registers of the Panchayet and to draw up proceedings of the meetings of the Panchayet.

25 ~~24~~. If there are two or more qualified candidates for the office of the Secretary, the choice shall be made by the Panchayet in such manner as the Panchayet determines.

26. ~~25~~. The Secretary shall act under the general control of the Chairman and be responsible for the preparation and maintenance of all registers, accounts and records of the Panchayet.

27. ~~26~~. The Secretary shall be entitled for his services to a remuneration not exceeding 5 per cent of the actual income of the Panchayet from taxes levied under Sections 36 and 37 during the official year.

Contracts and disposal of immovable prop-

28. Every contract made by a Panchayet the value or amount of which exceeds Rs.50, shall be in writing and signed by the Chairman and at least one other panchayetdar.

29. No immovable property vested in or belonging to a Panchayet other than the sites to be disposed of under rule 35 infra shall be transferred by sale, gift, mortgage or exchange or by lease for a period exceeding five years except with the sanction of the Amildar provided that the sanction of the Deputy Commr. shall be obtained in cases where the market value of the property exceeds Rs.500/-.

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Medical relief.

30. A Panchayet may make grant-in-aid to an indigenous medical institution if it is efficiently managed and satisfies the conditions, if any, imposed from time to time by the Panchayet and if it supplies a distinct want, provided that without the special sanction of the Deputy Commr. a grant exceeding Rs.100 a year shall not be made in any case.

Extensions of village sites.

31. No land shall be used for the extension of villages or for new village sites unless it is approved by

(a) the Chief Sanitary Inspector or the Health Officer, if the sites proposed to be formed are intended to accommodate more than 50 houses,

(b) the Amildar in other cases.

32. All lands required for house sites and other sanitary improvements shall, if necessary be acquired under the Land Acquisition Regulation at the cost of the Panchayet Fund.

33. Detailed plans showing the lay out of the site, roads and drains, open spaces, arrangement of building sites, etc., should be prepared and submitted to the Deputy Commissioner along with the application for the acquisition of the land.

34. After the acquisition proceedings are completed, the necessary improvements shall be effected and the lay out completed before the sites are allotted.

35. The sites may be disposed of by auction or for an upset price as the Panchayet may determine, provided that the value fixed shall ordinarily cover in full the cost of the scheme.

Development of Education, Agriculture and Industries.

36. A Panchayet may grant scholarships for training in agriculture, sericulture or other industries, subject to the following qualifications and conditions:—

(1) the applicant shall be a *bona fide* resident of the village or villages within the jurisdiction of the Panchayet

(2) the applicant has not sufficient means to undergo the training

(3) that he will, after the training, (*a*) take up an industry which will be useful to the inhabitants of the village or (*b*) adopt improved methods of agriculture on the land belonging to him, or to his family or situated in the village

(4) the grant shall be subject to the approval of the Deputy Commissioner if the scholarship exceeds Rs. 10 a month or if it is tenable for more than two years.

13. If the assembled voters of the village unanimously esire to be allowed to consult together and to elect the members their own manner out of the approved candidates read out der Rule 8, the Presiding Officer shall allow them to do so nd to report to him the names of the persons they have elected nd if no objection is taken, the Presiding Officer shall declare such persons to have been duly elected.

14. If the procedure laid down in Rule 13 is not adopted for any reason, the Presiding Officer shall proceed to take a poll, recording the number of votes given for each candidate with his own hand.

15. The candidate or candidates for whom most of the votes have been given shall then and there be declared to have been duly elected by the Presiding Officer.

16. If there is an equal number of votes in favour of each of two or more candidates and the addition of one vote will entitle any of the candidates to be elected, the determination of the candidate or candidates to be elected shall be made forthwith by the Presiding Officer by lot in such manner as he may deem fit.

17. If any candidate duly elected at an election intimates in writing to the Presiding Officer, his unwillingness to be a Panchayetdar, the preson, if any, amongst the unsuccessful candidates, in whose favour the highest number of votes has been given and who is willing to take up office shall be deemed to be the member elected.

18. The names of the candidate or candidates declared to have been duly elected shall be immediately published in the village chavadi and at the office of the Panchayet, by the Presiding Officer who shall also report the result of the election to the Amildar.

19. All disputes relating to elections to a Panchayet except those in which the Presiding Officer's order is final under Rule 6 shall be decided by the Assistant Commissioner in charge of the Taluk on an application filed within 15 days of the date on which the Presiding Officer declares the result of the election, but no election shall be invalidated on account of informality not corruptly caused or on account of any irregularity which does not materially affect the result of the election. An appeal ~~shall lie~~ may be filed within 15 days from ~~an~~ the date of the order of the Assistant Commissioner to the Deputy Commissioner. The decision of the Deputy Commissioner shall be final.

PUBLICATION

20. All notifications or orders issued by Government or other authority under the Regulation may be published in the *Mysore Gazette*, or in such other manner as the Government or such authority may deem fit.

Chairman.

21. When the Chairman dies, the Secretary, and in the absence of the Secretary, the Patel of the village in which the Panchayet Office is located, ~~shall report the fact to the Amildar forthwith.~~ if the Patel himself was the Chairman, the Shanbhogue shall report the fact to the Amildar forthwith.

22. When the Chairman of a panchayet is permitted to be elected for the first time, the Patel, or when the place of an elected chairman becomes vacant, the person who is required to send the report to the Amildar under the last preceding rule, shall fix a date for the election of chairman and give notice thereof to each panchayetdar at least ~~three~~ seven days before the said date.

23. The panchayetdars present shall elect one from among ~~themselves~~ those to preside at the meeting. Every panchayetdar desirous of standing for the place of chairman shall notify his intention to the presiding Panchayetdar.

24. If there is only one such candidate, he shall be deemed to have been elected.

who do not wish to stand for election as Chairman. If all the Panchayetdars wish to stand for election, the meeting shall be dissolved and the fact intimated to the Amildar by a report signed by all the Panchayetdars present at the meeting. The Amildar or any other officer deputed by him shall, as soon as possible preside at a meeting convened after notice of at least 7 days and conduct the election.

to the Amildar or other officer as the case may be.

in such a case,

25. If there are two or more such candidates, the presiding panchayetdar shall ascertain, by show of hands or otherwise, the number of votes secured by each such candidate.

26. No panchayetdar shall vote for more than one candidate.

27. The presiding panchayetdar shall declare the candidate for whom the largest number of votes have been given to have been duly elected. If two or more candidates secure an equal and highest number of votes, the presiding panchayetdar shall cast lots for ascertaining which of them shall be declared to have been duly elected, in such manner as is approved by the majority of Panchayetdars.

28. The Presiding Panchayetdar shall publish the name of the successful candidate, in the office of the Panchayet. If no candidate stands for election, or if the members fail to elect a candidate, the Deputy Commissioner shall appoint the chairman.

29. The presiding Panchayetdar shall, along with a copy of the minutes of the proceedings of the meeting signed by all the members present, communicate the result of the election to the Amildar.

forthwith

Chairman's powers.

30. The Chairman may grant leave not exceeding the limits which may be fixed by the panchayet to all officers and servants of the panchayet.

31. Every license or permission granted and every bill, notice or other document to be served or sent on behalf of or under the authority of the panchayet shall be signed by the Chairman or the Secretary, if any, or a panchayetdar duly authorised by the Chairman in this behalf.

32(1) The Chairman may summon any person ~~to appear before him and~~ to give evidence or to produce documents, as the case may be, in respect of any question relating to taxation or to the grant of any license or permission under the Regulation. ~~Whoever disobeys such summons without sufficient cause shall be liable to be punished under Section 63.~~

either

or cause the production of

and such person shall obey such summons, unless prevented from so doing by sufficient reasons.

(2) Every summons for the attendance of a person to give evidence or to produce a document shall specify the time and place at which he is required to attend, and also whether his attendance is required for the purpose of giving evidence or to produce a document, or for both purposes; and any particular document, which the person summoned is called on to produce shall be described in the summons with reasonable accuracy.

30 (1) Subject to the conditions, if any, imposed by the Panchayet, the Chairman may fine, suspend, remove dismiss or grant leave to all officers and servants of the Panchayet.

(2) All orders passed by the Chairman are appealable to the Panchayet.

Secretary.

33. The following qualifications are necessary for the appointment of Secretary:—

(1) Literacy.

(2) Capacity to maintain accounts and registers of the Panchayet and to draw up proceedings of the meetings of the Panchayet.

34. If there are two or more qualified candidates for the office of the Secretary, the choice shall be made by the Panchayet in such manner as the Panchayet determines.

35. The Secretary shall act under the general control of the Chairman and be responsible for the preparation and maintenance of all registers, accounts and records of the Panchayet.

36. The Secretary shall be entitled for his services to a remuneration not exceeding 5 per cent of the actual income of the Panchayet from taxes levied under Sections 36 and 37 during the official year.

Meetings.

37. Meetings of Panchayet shall be held at the office of the Panchayet or at any other place within the Village or Villages for which the Panchayet is established as the Chairman may, from time to time, determine.

38. All the meetings of a Panchayet shall be open to the public, provided that the Chairman or the Presiding Panchyetdar may, in any case, direct that the public generally or any particular person shall withdraw.

39. Meetings shall be either ordinary or special.

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40. The date of the first meeting of the Panchayet shall be fixed by the Chairman and the date of each subsequent ordinary meeting shall be fixed at the previous meeting of the Panchayet.

41. Three days notice and in cases of urgency, notice of shorter duration, specifying the date and time of a meeting and the business to be transacted thereat shall be given to every Panchayetdar.

42. If within half an hour after the time appointed for a meeting, a quorum is not present, the meeting shall be adjourned unless the majority of the Panchayetdars present agree to wait longer.

43. A Panchayet may at any meeting transact any business other than that mentioned in the notice given under rule 41, if the majority of the members present agree to do so.

44. No resolution of a panchayet shall be modified or cancelled within three months after the passing thereof, except by a resolution of the panchayet passed at a meeting by the votes of not less than one-half of the sanctioned strength of panchayetdars.

45. The business at meetings shall ordinarily be conducted in Kannada and the minutes of the proceedings at each meeting of a panchayet shall be entered in a book to be kept for that purpose and shall be signed by the Chairman or presiding Panchayetdar, and such book, shall, at all reasonable times and without charge be open to the inspection of every voter in the village or of any person who pays any tax or cess to the Panchayet.

46. Within three days of the date of a meeting a copy of the minutes of the proceedings at such meeting shall be forwarded to the Amildar.

47. The Chairman of a panchyet shall have the custody of the proceedings and records of the panchayet and may grant copies of any such proceedings and records on payment of such fees as are prescribed for granting copies of Revenue records in the office of the Amildar. Copies shall be certified by the Chairman as provided in Section 76 of the Indian Evidence Act 1872.

By Order,

B. NAGAPPA,

Secretary to Government,

Local and Legislative Departments.

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NOTIFICATION.

No. L. 2151—L. B. 26-26-17, dated 17th September 1926.

In exercise of the powers conferred on Government by the Mysore Village Panchayet Regulation, it is proposed to issue the following rules.

Notice is hereby given that the draft rules will be taken into consideration on or after the 15th October 1926. Any objection or suggestion which may be received from any person with respect to the draft rules before the aforesaid date will be taken into consideration.

DRAFT RULES.

Contracts and disposal of immovable property.

1. Every contract made by a Panchayet the value or amount of which exceeds Rs. 50, shall be in writing and signed by the Chairman and at least one other Panchayetdar.

2. No immovable property vested in or belonging to a Panchayet shall be transferred by sale, gift, mortgage or exchange or by lease for a period exceeding five years except with the sanction of the Amildar provided that the sanction of the Deputy Commissioner shall be obtained in all cases where the market value of the property exceeds Rs. 500.

Medical relief.

3. A Panchayet may make grant-in-aid to an indigenous medical institution if it is efficiently managed and if it supplies a distinct want, provided that without the special sanction of the Deputy Commissioner a grant exceeding Rs. 100 a year shall not be made in any case.

Extensions of village sites.

4. No land shall be used for the extension of villages or for new village sites unless it is approved by the Sanitary authority of the district.

5. All lands required for house sites and other sanitary improvements shall, if necessary, be acquired under the Land Acquisition Regulation at the cost of the Panchayet Fund.

6. Detailed plans showing the lay out of the site, roads and drains, open spaces, arrangement of building sites, etc., should be prepared and submitted to the Deputy Commissioner along with the application for the acquisition of the land.

7. After the acquisition proceedings are completed, the necessary improvements shall be effected and the lay out completed before the sites are allotted.

8. The sites may be disposed of by auction or for an upset price as the Panchayet may determine, provided that the value fixed shall ordinarily cover in full the cost of the scheme.

Development of Education, Agriculture and Industries.

9. A Panchayet may grant scholarships for training in agriculture, sericulture or other industries, subject to the following qualifications and conditions:—

(1) the applicant shall be a *bona fide* resident of the village or villages within the jurisdiction of the Panchayet

(2) the applicant has not sufficient means to undergo the training

(3) that he will, after the training, (*a*) take up an industry which will be useful to the inhabitants of the village or (*b*) adopt improved methods of agriculture on the land belonging to him, or to his family or situated in the village

(4) the grant shall be subject to the approval of the Deputy Commissioner if the scholarship exceeds Rs. 10 a month or if it is tenable for more than two years.

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Establishments.

10. The supervision of the public works requiring special skill not at the disposal of the Panchayet and executed at its cost may be entrusted to such agency and on such remuneration not exceeding 10 per cent of the outlay as the Government may, from time to time determine. generally or in a specially in any particular ca

11. No servant shall be punished without giving him an opportunity to explain.

Leave to Secretary and Chairman and arrangements during leave.

12. The Chairman or Secretary shall not absent himself for a period exceeding 15 days from the Village or Villages for which the Panchayet is constituted so as to be unable to satisfactorily perform his duties as such Chairman or Secretary unless leave to so absent himself which shall not exceed 3 months, has been granted by the Panchayet.

13. During the absence on leave or otherwise of the Chairman, the Secretary, if there is one, shall be in charge of the office of the Chairman. If there is no Secretary or if the Secretary himself is on leave, the Deputy Commissioner shall appoint one of the Panchayetdars to do the duties of the Chairman if the latter is a nominated Chairman. In all other cases and during the absence on leave or otherwise of the Secretary, the Panchayet shall select one of the members to temporarily perform the duties of the Chairman or the Secretary as the case may be.

and shall intimate the fact to the Amildar immediately.

14. Whenever leave is granted under rule 39 12, the fact shall be communicated to the Amildar who shall submit a report with proposals, if any, required for the conduct of the Chairman's work under rule 13.

15. All transfers of charges of Chairman shall be reported to the Bank, Society or person in charge of the Panchayet Fund.

By Order,

For L & L Secy. to Gov

25
24/11/26

To

The Compiler, Mysore Gazette for publication and supply of 100 copies in English and 200 copies in Kannada to the Secretaria ~~and to each of the Deputy Commissioners~~.

MUNICIPAL AND LOCAL BOARDS.

No. L. 3606—*L. B.* 26-26-101, *dated 3rd December* 1926.

In supersession of the rules in force on the subject and in exercise of the powers vested in them by and under Section 65 of the Mysore Village Panchayet Regulation 1926, and all other powers in this behalf, the following rules are made by the Government,

Election of Chairman.

1. When the Chairman dies, the Secretary and in the absence of the Secretary, the Patel of the Village in which the Panchayet office is located, and if the patel himself was the Chairman, the Shanbhog, shall report the fact to the Amildar forthwith.

2. When the Chairman of a Panchayet is permitted to be elected for the first time, the Patel, or when the place of an elected Chairman becomes vacant, the person who is required to send the report to the Amildar under the preceding rule, shall fix a date for the election of Chairman and give notice thereof to each panchayetdar at least seven days before the said date.

3. The panchayetdars present shall elect one from among those who do not wish to stand for election as Chairman to preside at the meeting. If all the panchayetdars wish to stand for election the meeting shall be dissolved and the fact intimated to the Amildar by a report signed by all the panchayetdars present at the meeting. The Amildar or any officer deputed by him shall, in such a case, as soon as possible preside at a meeting convened after notice of at least seven days and conduct the election. Every panchayetdar desirous of standing for the place of Chairman shall notify his intention to the presiding panchayetdar or to the Amildar or other officer as the case may be.

4. If there is only one such candidate, he shall be deemed to have been elected.

5. If there are two or more such candidates, the presiding panchayetdar or officer shall ascertain, by show of hands or otherwise, the number of votes secured by each such candidate.

6. No panchayetdar shall vote for more than one candidate.

7. The presiding panchayetdar or officer shall declare the candidate for whom the largest number of votes have been given to have been duly elected. If two or more candidates secure an equal and higest number of votes, the presiding panchayetdar or officer shall cast lots for ascertaining which of them shall be declared to have been duly elected, in such manner as is approved by the majority of panchayetdars.

8. The presiding panchayetdar or officer shall publish the name of the successful candidate, in the office of the Panchayet. If no candidate stands for election, or if the members fail to elect a candidate, the Deputy Commissioner shall appoint the Chairman.

9. The presiding panchayetdar or officer shall, along with a copy of the minutes of the proceedings of the meeting signed by all the members present, forthwith communicate the result of the election to the Amildar.

Conduct of business at meetings.

10. Meetings of Panchayet shall be held at the office of the Panchayet or at any other place within the Village or Villages for which the Panchayet is established as the Chairman may, from time to time, determine.

11. All the meetings of a Panchayet shall be open to the public, provided that the Chairman or the presiding panchayetdar may, in any case, direct that the public generally or any particular person shall withdraw.

12. Meetings shall be either ordinary or special.

13. The date of the first meeting of the Panchayet shall be fixed by the Chairman and the date of each subsequent ordinary meeting shall be fixed at the previous meeting of the Panchayet.

14. Three days' notice and in cases of urgency, notice of shorter duration specifying the date and time of a meeting and the business to be transacted thereat shall be given to every panchayetdar.

15. If within half an hour after the time appointed for a meeting, a quorum is not present, the meeting shall be adjourned unless the majority of the panchayetdars present agree to wait longer.

16. A panchayet may at any meeting transact any business other than that mentioned in the notice given under Rule 14, if the majority of the members present agree to do so.

17. No resolution of a panchayet shall be modified or cancelled within three months after the passing thereof, except by a resolution of the panchayet passed at a meeting by the votes of not less than one-half of the sanctioned strength of panchayetdars.

18. The business at meetings shall ordinarily be conducted in Kannada and the minutes of the proceedings at each meeting of a panchayet shall be entered in a book to be kept for

35. The sites may be disposed of by auction or for an upset price as the Panchayet may determine, provided that the value fixed shall ordinarily cover in full the cost of the scheme.

Development of Eduction, Africulture and Industries.

36. A Panchayet may grant scholarships for training in agriculture, sericulture or other industries, subject to the following qualifications and conditions :—

(1) the applicant shall be a ***bonafide*** resident of the village or villages within jurisdiction of the Panchayet.

(2) the applicant has not sufficient means to undergo the training.

(3) he will, after the training, (a) take up an industry which will be useful to the inhabitants of the village or (b) adopt improved methods of agriculture on the land belonging to him; or to his family or situated in the village.

(4) the grant shall be subject to the approval of the Deputy Commissioner if the scholarship exceeds Rs. 10 a month or if it is tenable for more than two years.

Estoblishments.

37. The supervision of the public works requiring special skill not at the disposal of the Panchayet and executed at its cost may be entrusted to such agency and on such remuneration not exceeding 10 per cent of the outlay as the Government may, from time to time, determine generally or specially in any particular case.

38. No servant shall be punished without giving him an opportunity to explain.

Leave to Secretary and Chairman and Arrangements during leave.

39. The Chairman or Secretary shall not absent himself for a period exceeding fifteen days from the village or villages for which the Panchayet is constituted so as to be unable to satisfactorily perform his duties as such Chairman or Secretary, unless leave to so absent himself, which shall not exceed 3 months, has been granted by the Panchayet.

40. During the absence on leave or otherwise of the Chairman, the Secretary, if there is one, shall be in charge of Office of the Chairman. If there is no Secretary or if the Secretary himself is on leave, the Deputy Commissioner shall appoint one of the Panchayetdars to do the duties of the Chairman if the latter is a nominated Chairman. In all other cases and during the absence on leave or otherwise of the Secretary the Panchayet shall select one of the members to temporarily perform the duties of the Chairman or the Secretary as the case may be and shall intimate the fact to the Amildar immediately.

41. Whenever leave is granted under Rule 39, the fact shall be communicated to the Amildar who shall submit a report with proposals, if any, required for the conduct of the Chairman's work under Rule 40.

42. All transfers of charges of Chairman shall be reported to the Bank, Society or person in charge of the Panchayet Fund.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

that purpose and shall be signed by the Chairman or presiding Panchayetdar, and such book, shall, at all reasonable times and without charge be open to the inspection of every voter in the village or of any person who pays any tax or cess to the Panchayet.

19. Within three days of the date of a meeting a copy of the minutes of the proceedings at such meeting shall be forwarded to the Amildar.

20. The Chairman of a Panchayet shall have the custody of the proceedings and records of the Panchayet and may grant copies of any such proceedings and records on payment of such fees as are prescribed for granting copies of Revenue records in the office of the Amildar. Copies shall be certified by the Chairman as provided in Section 76 of the Indian Evidence Act, 1892.

Chairman's Powers.

21. (1) Subject to the conditions, if any, imposed by the Panchayet, the Chairman may fine, suspend, reduce, dismiss or grant leave to, all officers and servants of the Panchayet.

(2) All orders passed by the Chairman are appealable to the Panchayet.

22. Every license or permission granted and every bill, notice or other document to be served or sent on behalf of or under the authority of the Panchayet shall be signed by the Chairman or the Secretary, if any, or a panchayetdar duly authorised by the Chairman in this behalf.

23. (1) The Chairman may summon any person either to give evidence or to produce or cause the production of documents, as the case may be, in respect of any question relating to taxation or to the grant of any license or permission under the Regulation and such person shall obey such summons, unless prevented from doing so for sufficient reasons.

(2) Every summon for the attendance of a person to give evidence or to produce a document shall specify the time and place at which he is required to attend, and also whether his attendance is required for the purpose of giving evidence or to produce a document, or for both purposes; and any particular document, which the person summoned is called on to produce, shall be described in the summons with reasonable accuracy.

Secretary.

24. The following qualifications are necessary for the appointment of Secretary :—

(1) Literacy.

(2) Capacity to maintain accounts and registers of the Panchayet and to draw up proceedings of the meetings of the Panchayet.

25. If there are two or more qualified candidates for the office of the Secretary, the choice shall be made by the Panchayet in such manner as the Panchayet determines.

26. The Secretary shall act under the general control of the Chairman and be responsible for the preparation and maintenance of all registers, accounts and records of the Panchayet.

27. The Secretary shall be entitled for his services to a remuneration not exceeding 5 per cent of the actual income of the Panchayet from taxes, levied under Sections 36 and 37 during the official year.

Contracts and disposal of immovable property.

28. Every contract made by a Panchayet the value or amount of which exceeds Rs. 50 shall be in writing and signed by the Chairman and at least one other panchayetdar.

29. No immovable property vested in or belonging to a Panchayet other than the sites to be disposed of under rule 35 *infra* shall be transferred by sale, gift, mortgage or exchange or by lease for a period exceeding five years except with the sanction of the Amildar, provided that the sanction of the Deputy Commissioner shall be obtained in cases where the market value of the property exceeds Rs. 500.

Medical relief.

30. A Panchayet may make grant-in-aid to an indigenous medical institution if it is efficiently managed and satisfies the conditions, if any, imposed from time to time by the Panchayet and if it supplies a distinct want, provided that without the special sanction of the Deputy Commissioner a grant exceeding Rs. 100 a year shall not be made in any case.

Extensions of Village sites.

31. No land shall be used for the extension of villages or for new village sites unless it is approved by

(*a*) the Chief Sanitary Inspector or the Health Officer, if the sites proposed to be formed are intended to accommodate more than 50 houses,

(*b*) the Amildar in other cases.

32. All lands required for house sites and other sanitary improvements shall, if necessary, be acquired under the Land Acquisition Regulation at the cost of the Panchayet Fund.

33. Detailed plans showing the lay-out of the site roads and drains, open spaces, arrangement of building sites, etc., should be prepared and submitted to the Deputy Commissioner along with the application for the acquisition of the land.

34. After the acquisition proceedings are completed, the necessary improvements shall be effected and the lay-out completed before the sites are allotted.